



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

MEH:ddj  
Docket No: 3647-00  
15 August 2000

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 PERS 815 of 24 July 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



**DEPARTMENT OF THE NAVY**

**NAVY PERSONNEL COMMAND  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000**

1160  
PERS-815  
24 Jul 00

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORD

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM'S DD Form 149 dtd 08 May 00  
(b) NAVADMIN 132/99  
(c) OPNAVINST 1160.6A

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of petitioner's request.

- Petitioner discharged from the Navy on 24 September 1996. Petitioner's time in service upon discharge was exactly 5 years 11 months and 22 days. Petitioner's paygrade upon date of separation was E-4(AMS3).

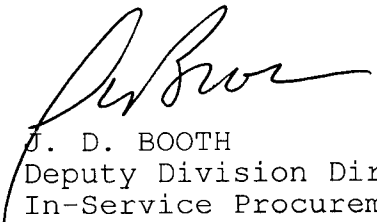
- Petitioner reentered the Navy on 20 May 1999 for two years. Reference (b) listed a zone "A" SRB entitlement for the AMS(0000) rate at the time petitioner reentered the Navy. Petitioner's paygrade upon reentry into the Navy was E-3(AMSAN).

- Petitioner requests to change his term of enlistment to six vice two years and receive the zone "A" broken service SRB entitlement offered in reference (b) for his NAVET enlistment on 20 May 1999.

- Per reference (c), designated strikers are not eligible for broken service SRB. Only members in paygrade E-4 and above are eligible for broken service SRB.

2. In view of the above, recommend petitioner's record not be changed.

3. This is an advisory memorandum to reference (a) for the use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

  
J. D. BOOTH  
Deputy Division Director  
In-Service Procurement &  
Transfers Division